

From: [Daniel Fischer](#)
To: KCM.LAATeam2@stinson.com; [Chicline, Catherine](#)
Cc: [Andy Sondag](#)
Subject: Re: Citizens Gas and Electric
Date: Wednesday, April 15, 2020 1:18:52 PM
Attachments: [20200407 LtrToEPA Sondag.pdf](#)

Cathie and Brittany,

I am the attorney for T & A Real Estate, LLC. We are in receipt of the letter dated March 26, 2020 regarding the Citizens Gas & Electric Company Superfund Site in Council Bluffs, Iowa and classification of T & A Real Estate, LLC as a potentially responsible party.

We believe that T & A Real Estate, LLC is entitled to numerous defenses to liability, including status as an innocent landowner and limited ability to pay.

Notwithstanding those defenses, we are willing to participate in negotiations and cooperate with the group's efforts and discussions. If there is anything we can do to assist, please let me know.

We've also mailed the attached letter to Mary Peterson.

Thanks,

Daniel P. Fischer

Kohorst & Fischer Law Firm, PLLC
602 Market Street, Suite 101
Harlan, IA 51537
Phone (712) 755-3156 / Fax (712) 755-7404
daniel@kohorstlaw.com

From: Andy Sondag <a_sondag@yahoo.com>
Sent: Wednesday, April 15, 2020 12:56 PM
To: Daniel Fischer <Daniel@kohorstlaw.com>
Subject: Fwd: Citizens Gas and Electric

Sent from my iPhone

Begin forwarded message:

From: Sondag Law <sondaglaw@pas1.omhcoxmail.com>
Date: April 15, 2020 at 10:31:54 AM CDT
To: andy sondag <a_sondag@yahoo.com>
Subject: Fw: Citizens Gas and Electric

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Kathleen S. Kohorst
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Daniel P. Fischer
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April 7, 2020

Ms. Mary P. Peterson
United States Environmental Protection Agency
11201 Renner Boulevard
Lenexa, KS 66219

Re: Response to General Notice Letter for Citizens Gas & Electric Company Superfund Site
in Council Bluffs, IA (IAD984589093)

Dear Ms. Petersen:

Please be advised that I represent T & A Real Estate, LLC. We are in receipt of your letter dated March 26, 2020 regarding the Citizens Gas & Electric Company Superfund Site in Council Bluffs, Iowa and classification of T & A Real Estate, LLC as a potentially responsible party. We believe that T & A Real Estate, LLC is entitled to numerous defenses to liability, including but not limited to status as an innocent landowner and limited ability to pay.

We are happy to cooperate with EPA efforts and discussions. If there is anything we can do to assist, please let me know.

Respectfully submitted,

Kohorst & Fischer Law Firm, PLLC
By: Daniel P. Fischer

Andy -

See below email just received from EPA.

I emailed you 3-27-20 and 4-1-20 about this matter. Trusting you have contacted an attorney and you should promptly forward this email to that counsel so he/she can respond.

Thanks and advise back if questions.

- PAS

From: Chiccine, Catherine
Sent: Wednesday, April 15, 2020 9:38 AM
To: sondaglaw@pas1.omhcoxmail.com
Subject: Citizens Gas and Electric

Mr. Sondag,

I hope you are staying healthy and safe. I just wanted to touch base with you regarding the Citizens Gas and Electric letter I sent you. Is T&A Real Estate going to participate in the negotiation? Please let me know at your earliest convenience. You may want to contact Brittany Barrientos, Black Hills' attorney, regarding coordination of response and redlines to the draft ASAOC EPA sent. Her contact information is:

Brittany A. Barrientos

Partner

STINSON LLP

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Kansas City, MO 64106-2150

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Cathie Chiccine | Attorney-Advisor

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